

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants - Revenue Department - Allegation of corruption against Sri T.Venkaiah, former Senior Assistant, Office of the Mandal Revenue Officer, Vinukonda Mandal, Guntur District - Enquiry by the Tribunal for Disciplinary Proceedings - Report communicated - Explanation submitted - Imposition of punishment of reduction to lower post - Orders - Issued.

REVENUE (VIGILANCE-VII(1)) DEPARTMENT

G.O.Ms.No. 569

Dated:19-05-2011.

Read the following:

1. From the D.G., A.C.B., Lr.Rc.No.77/RCT-VGT/2003, Dt.31-10-2003.
2. Govt.Memo.No.21533/Vig.IV(3)/2003-2, Dt.24-12-2003.
3. From the Secretary, T.D.P., Lr.D.No.S/41/05, Dt.28-12-2005.
4. Govt.Memo.No.21533/Vig.VII(1)/2003-3, Dt.25-06-2008.
5. Representation of Sri T.Venkaiah, former Senior Assistant, O/o the M.R.O., Vinukonda, Guntur District, Dt.14-07-2008.

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ORDER:

It has been brought to the notice of the Government by its investigating agency that Sri T.Venkaiah, Senior Assistant, Office of the Mandal Revenue Officer, Vinukonda Mandal, Guntur District was trapped by the Anti-Corruption Bureau authorities on 26-03-2003 when he demanded and accepted a bribe of Rs.2,000/- from Sri K.Sangameshwara Rao, Kothapet, Vinukonda, Guntur District for showing official favour to process the file relating to issue of rice release orders under public distribution system and also to verify the coupons and certifying the Sales Register of the Fair Price Shop of the wife of the complainant being looked after by him. The Investigating Agency, after conducting investigation into the matter, furnished its report along with certain recommendations.

2. Government, after examination, have decided to place the Accused Officer on his defence before the Tribunal for Disciplinary Proceedings. Accordingly, he case of Sri T.Venkaiah, Senior Assistant, O/o Mandal Revenue Officer, Vinukonda Mandal, Guntur District was placed before the Tribunal for Disciplinary Proceedings for conducting detailed enquiry into the allegations leveled against them under rule 3 of the Andhra Pradesh Civil Services (Disciplinary Proceedings Tribunal) Rules, 1989 vide reference 2nd read above.

3. In the reference 3rd read above, the Tribunal for Disciplinary Proceedings framed charges against Sri T.Venkaiah, Senior Assistant, O/o Mandal Revenue Officer, Vinukonda Mandal, Guntur District, relating to the demand and acceptance of bribe of Rs.2,000/- from the complainant Sri K.Sangameshwara Rao on 26.3.2003 for showing official favour to process the file relating to issue of rice release orders under public distribution system and also to verify the coupons and certifying the Sales Register of the Fair Price Shop of the wife of the complainant being looked after by him. The Secretary, Tribunal for Disciplinary Proceedings, Hyderabad has furnished the enquiry report in TEC No.88/2004, dt.27-12-2005 against Sri T.Venkaiah, Senior Assistant, O/o Mandal Revenue Officer, Vinukonda Mandal, Guntur District and held that the prosecution proved the charge.

4. Government, after examination have accepted the findings of the TDP report in TEC No.88/2004, dt.27.12.2005. Accordingly a copy of the enquiry report in TEC No.88/2004 was communicated to Sri T.Venkaiah, Senior Assistant, O/o Mandal Revenue Officer, Vinukonda Mandal, Guntur District and directed him to submit his representation on the findings of the TDP for the charge proved against him as to why further action shall not be taken vide reference 4th read above.

5. In the reference 5th read above, Sri T.Venkaiah, has submitted representation stating that while he was working as Senior Assistant, O/o Mandal Revenue Officer, Vinukonda Mandal, Guntur District, he was dealing in civil supplies subject and on 7.3.03, one Sri K.Sangameswara Rao, husband of Smt. K.Ratnamanikyam has produced PDS rice records for verification and he has verified the records and himself after satisfying he had prepared the ROs on 15.3.03 and the same was handed over to the RI on 17.3.03, as he was not available on 16.3.03. Once the ROs were prepared and handed over to RI his responsibility ceases and the issue of rice to the dealer is the concern of the RI and route officer. He has stated that Smt. K.Ratnamanikyam has filed written complaint with the MRO against her husband on 15.3.03 himself and the MRO has handed over the complaint to the RI for proper enquiry. When an enquiry officer was appointed, he has not received any register coupons or DDs for supply of rice to that particular dealer. At this juncture, Sri K. Sangameswara Rao has submitted some coupons, stock register in respect of SGRY rice for verification to the RI on 17.3.03, as per the instructions of MRO. He did not submit all the coupons and the sale register also, and as such the RI has instructed him to submit the entire records for verification on 17.3.03 and thereupon Sri K.Sangameswara Rao did not turn up before the RI and hence the enquiry in respect of SGRY rice is pending before the RI, due to hostile attitude of the complainant. He has stated that the TDP has observed that this is a small irregularity which is not grave to say that the complainant was in the habit of committing irregularities and illegalities, and the enquiry will be vitiated.

6. He has further stated that on 7.3.03 the complainant submitted records and DDs for verification and during verification he has observed that the DDs were not signed by the Bank Manger, on intimation over phone, he has resubmitted the DDs with Bank Manger's signature on 15.3.03 and he has promptly prepared the ROs on the same day and handed over to the RI on 17.3.03 and thus there was no scope for him to demand any bribe and the complainant never came to him and he never refused to verify the records and in fact the MRO desired the RI to verify. The TDP mis-interpreted that he refused to verify the records willfully and demanding bribe for completion of enquiry is not correct. Hence, he has requested that the observations made by the TDP are based on wrong assumptions and mis-interpretation of the facts and requested to exonerate him from the allegation.

7. Government, after careful examination of the entire matter have observed that one Smt. K.Ratnamanikyam, original FP shop dealer has complained against misuse of rice by her husband who was dealing with the FP shop. On the complaint, the complainant (K.Sangameswar Rao, H/o original dealer) has brought some coupons/ records of FP shop pertaining to her wife to the Mandal Revenue Officer. The Mandal Revenue Officer has entrusted the enquiry to the Revenue Inspector and it appeared that the AO has prepared the ROs and handed over to the RI on 17.03.2003. It is also appears that he did not refuse the enquiry and when the enquiry was pending with the Revenue Inspector the complainant went to the Anti-Corruption Bureau officials. Further the AO is a physically handicapped person (having only one leg) and has 4 dependents. In the aforementioned circumstances, Government have considered the representation and decided to impose the punishment of reduction to the lower post of Junior Assistant under rule 9 (vii) of the AP Civil Services (Classification, Control and Appeal) Rules, 1991 against Sri T.Venkaiah, former Senior Assistant, O/o Mandal Revenue Officer, Vinukonda Mandal, Guntur District now working in Rajupalem, Guntur District.

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8. The District Collector, Guntur District / Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad is requested to take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Chief Commissioner of Land Administration, AP, Hyd.

The District Collector, Guntur.

Copy to:-

The Director General, Anti Corruption Bureau, Hyderabad.

The Secretary to Vigilance Commission,

A.P. Vigilance Commission, Hyderabad.

Sri T. Venkaiah, former Sr. Asst., O/o MRO, Vinukonda

Now working as Sr. Asst., O/o Tahsildar, Rajupalem, Guntur Dist.

through Dist. Collector, Guntur.

Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER